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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/961,132      | 09/20/2001  | Carlos Cabrera JR.   |                     | 4113             |

7590 07/09/2004  
Matthew J. Peirce, Esq.  
1550 Starlight Canyon Avenue  
Las Vegas, NV 89123

EXAMINER

PALADINI, ALBERT WILLIAM

ART UNIT PAPER NUMBER

2125

DATE MAILED: 07/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

|                              |                               |                                 |  |
|------------------------------|-------------------------------|---------------------------------|--|
| <b>Office Action Summary</b> | Application No.<br>09/961,132 | Applicant(s)<br>CABRERA, CARLOS |  |
|                              | Examiner<br>Albert W Paladini | Art Unit<br>2125                |  |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 20 September 2001.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-10 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>9/20/01</u> . | 6) <input type="checkbox"/> Other: _____  |

**DETAILED ACTION**

***Claim Rejections - 35 USC § 112***

1. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

2. Claim 8 is rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter, which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

The acronym "AGS" introduced in the first paragraph of the SUMMARY OF THE INVENTION is not explained. A search for the acronym did not yield a result that appeared compatible with the instant invention.

***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 1, 2, 4, 5, 8, 9, and 10 are rejected under 35 U.S.C. 102(b) as being anticipated by Berstis (6182010).

In figure 3, Berstis discloses a computer system for taxi drivers including a main computer 40, a radio wave transmitter (not numbered) that transmits a signal to the radio receiver 58 contained in a taxi or other vehicle. The display screen 12 is set in cradle 51, and a GPS system 45 is available as input to the screen. A control system with a plurality of operations is depicted in figure 1. Figure 4 shows road maps, which meet the recitation of claim 10.

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 3, 6, and 7 are rejected under 35 U.S.C. 102(e) as being anticipated by Yen (6456207).

In figure 1, Yen discloses a computer system for taxi drivers with a service center 3 transmitting information to a plurality of taxis 2, which contain display screens, and relevant information. Yen describes relevant capabilities of the system from line 54 in column 2 to column 26 of column 3 where he states "Accordance to another aspect of present invention, there is provided an intelligent taxi total service system for a customer having a mobile phone, comprising the following steps: (1) the customer can use an intelligent card to send a message to a taxi service center through a mobile phone to display a basic information (name or identification number, address and phone number) on a remote computer monitor of said taxi service center, which will then search for a currently available taxi nearby through a satellite navigation system; (2) an automatic editing decode function of said directing management system will convert said message of service call into Chinese, and broadcast through a FM sub-carrier transmitting station, and display said message on a LCD display screen in taxis to ask for a taxi willing to pickup the customer, upon receiving the response from a taxi, said directing management system will automatically send a taxi's basic information (registration number and model of the vehicle and driver's name) as well as a pickup time to the customer's mobile phone through a voice mail or a message; (3) once a meter is turned on in the taxi after the pickup of the customer, an electronic map of said service center then instantly react and indicate that said taxi is occupied; (4) after being notified with a destination, the taxi driver can use a satellite navigation function to calculate a preferred driving route and an estimated arrival time; (5) said service center automatically records the locations and times of pickup and drop-off in a file; (6) said service center permanently stores the operation track of all its subordinate taxis;

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(7) the taxi driver can print a receipt for the customer at drop-off, at the same time said service center will again indicate said taxi as vacant; and (8) when the taxi driver wants to be off duty, all he need to do is to push a button in the taxi such that the computer monitor of said service center will indicate an off-duty status of his car." The comprehensive communication system includes a printer as explained in item (7).

### ***Relevant Prior Art***

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Milani (5684860) discloses a taxi communication system with a mobile station installed on a taxi which essentially includes a radio transceiver, a local processing module (LPM) and a control panel formed by a keyboard and a display. The radio is provided with standard elements such as an antenna, a speaker, a microphone, and a push-to-talk (PTT) microphone. Similarly, a keyboard is provided with a plurality of keys and LED lights.

DeLorme (5948040) discloses a travel reservation and planning system where as depicted in figure 9B, a central station transmits information 939 to vehicles 905 and or individuals 906.

Larsson (6219555) discloses a telecommunication system between a central station and numerous subscriber apparatus including mobile subscribers connected by radio link, and hardwired subscribers.

7. Any inquiry concerning this communication or earlier communication from the examiner should be direct to Albert W. Paladini whose telephone number is (703) 308-2005. The examiner can normally be reached from 7:30 to 3:30 PM on Monday, Tuesday, Thursday, and Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Leo P. Picard, can be reached on (703) 308-0538. The official fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.



Albert W. Paladini  
Primary Examiner  
Art Unit 2125

July 2, 2004